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8 *Attorneys for Defendant*  
9 PRINCE TELECOM, LLC

10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA**  
12

13 STEVEN M. COLOSIMO and  
14 NATHANIEL A. PORTEOUS,  
individuals, on behalf of themselves and all  
15 other similarly situated employees,,  
16

Plaintiffs,

17 vs.

18 PRINCE TELECOM, LLC, a Delaware  
limited liability company; and DOES 1  
19 through 10, inclusive,,  
20

Defendant.

Case No. 2:19-cv-00647-JCM-BNW

**NOTICE OF WITHDRAWAL OF  
DEFENDANT PRINCE TELECOM, LLC'S  
MOTION TO DISMISS PLAINTIFFS'  
COLLECTIVE AND CLASS ACTION  
COMPLAINT**

21  
22 Defendant PRINCE TELECOM, LLC ("Defendant"), by and through its counsel of record,  
23 Littler Mendelson, P.C., hereby withdraws its Motion to Dismiss Plaintiffs' Collective and Class  
24 Action Complaint (ECF No. 8) (the "Motion").  
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1 On May 24, 2019, the parties filed a Stipulation and Proposed Order to Amend and Remand  
2 (ECF No. 16) permitting Plaintiffs STEVEN M. COLOSIMO and NATHANIEL A. PORTEOUS  
3 (“Plaintiffs”) to dismiss their federal claims from the suit. Defendant has agreed to withdraw its  
4 pending Motion without prejudice in accordance with that Stipulation. In withdrawing its Motion,  
5 Defendant makes no concessions regarding the merits of its arguments and reserves the right to reassert  
6 them in the future.

7 Dated: May 29, 2019

8 Respectfully submitted,

9  
10 /s/ Neil C. Baker

11 RICK D. ROSKELLEY, ESQ.  
12 MONTGOMERY Y. PAEK, ESQ.  
13 AMY L. THOMPSON, ESQ.  
14 NEIL C. BAKER, ESQ.  
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16 *Attorneys for Defendant*  
17 PRINCE TELECOM, LLC  
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**PROOF OF SERVICE**

I am a resident of the State of Nevada, over the age of eighteen years, and not a party to the within action. My business address is 3960 Howard Hughes Parkway, Suite 300, Las Vegas, Nevada 89169. On May 29, 2019, I served the within document(s):

**NOTICE OF WITHDRAWAL OF DEFENDANT PRINCE TELECOM,  
LLC'S MOTION TO DISMISS PLAINTIFFS' COLLECTIVE AND CLASS  
ACTION COMPLAINT**

☒ By **CM/ECF Filing** – Pursuant to FRCP 5(b)(3) and LR 5-4, the above-referenced document was electronically filed and served upon the parties listed below through the Court's Case Management and Electronic Case Filing (CM/ECF) system:

Tory L. Isaacson, Esq.  
Norberto J. Cisneros, Esq.  
Barbara McDonald, Esq.  
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Attorneys for Plaintiff

I am readily familiar with the firm's practice of collection and processing correspondence for mailing and for shipping via overnight delivery service. Under that practice it would be deposited with the U.S. Postal Service or if an overnight delivery service shipment, deposited in an overnight delivery service pick-up box or office on the same day with postage or fees thereon fully prepaid in the ordinary course of business.

I declare under penalty of perjury that the foregoing is true and correct. Executed on May 29, 2019, at Las Vegas, Nevada.

/s/ Joanne Conti  
Joanne Conti

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